

THE
TRIAL
AND
CONDEMNATION,

Together with the

EXECUTION

Capt. ASHTOUN

FOR

HIGH - TREASON,

In Conspiring the Dethroning of Their Majesties, and the Landing of a French Army in England. Trayed January the 19,



THe unsatisfied World being now Curious to be Informed of the Truth of the Plot, (wherein they have doubted of for some time) let them but peruse this small Scheme of this Persons Tryal, and consider the few Quotations, contained in the Letters found about his Person at the time of his Seasure. And then they need not any longer doubt the Truth of of the Conspiracy against the Peace and Tranquillity of Their Majesties Government in these Kingdoms, whom God hath appointed Them to Rule over.

The Prisoner being brought to the Bar, and the Jury being Impanelled, the Court proceeded to have the Indictment read, which were words much to the Effect following, viz.

- **T**hat the Prisoner not having the Fear of God before his Eyes, did in and between the last September, most Traiterously and Maliciously Conspire the Dethroning Their Majesties, the Subversion of the Government, and the Total overthrowing of the Protestant Religion; by keeping Correspondence by Letters frequently with the late King James: And the Introducing of a French Army to be Landed in England and Scotland; together with his wicked Advice expressed in Letters of his own Hand Writing to the French Court, for the Destruction of our Fleet in our own Channel.

The Prisoner being desired to plead to his Indictment, he pleaded not Guilty; and so the Court went on to the proof of it.

The Attorney General opened the Case very clearly, in order to the Courts going on in the Tryal.

The next who spoke was one of the Kings Learned Council in the Law, laying the matter of Fact fully home to the Prisoner at the Bar, in all its several Branches, according to the Nature of the Crime.

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The first thing which was produced against him in Court, were Letters of his Hand-writing; which were taken on him when he was apprehended by Captain Billups and committed to Prison.

Captain Billups being called into Court and Examined, whether these were the Letters he took on the Prisoner when he seized him, who gave the Court a great deal of satisfaction as to the Truth of the matter, that they were the very Letters.

Whereupon they proceeded to the reading of them in open Court, wherein were contained these Treasons among others,

1st. That it would be convenient for the French Fleet to come into our Channel, to prevent the Dutch Fleet from joining ours.

2^{dly}. That the late Kings Friends Entreated, and had Advanced a considerable sum of Money to pay his Army when raised.

3^{dly}. That the City of London was not so much for his Interest as might be wished they were.

4^{thly}. That it would be necessary to send 6000 Men into Scotland, to keep the peace.

There was a great deal of more Evidence produced in Court, too long here to be inserted, this being sufficient to satisfy any reasonable person as to the justness of his Sentence, and the Legality of the Tryal.

Then the Lord Chief Justice gave the Charge to the Jury, in a Discourse touching the Nature of the Treasons laid to the Prisoners charge, as to the evil that might have ensued, if his Designs had taken effect.

The Jury withdrew for some time, and then returning, brought in the Prisoner Guilty of High-Treason.

After some few questions ask'd the Prisoner, who gave no satisfactory answer what was demanded of him. The Court went on to give Sentence, which was accordingly done in the words following.

That you shall return to the place from whence you came, from thence to be drawn upon a Hurdle to the place of Execution, and there to be Hanged up by the Neck, and to be cut down Alive, and your Privy-Members to be cut off and Burnt before your Face; and your Quarters to be Disposed of as Their Majesties shall think fit, and Lord have Mercy on your Soul.

On January the 18. Captain Ashbourn was drawn upon a Hurdle to the place of Execution, and there Hanged, his Friends having begged his Body in order to its interment.